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**FACSIMILE TRANSMITTAL SHEET**

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# 07 1/2

<b>TO:</b>	<b>FAX NUMBER:</b>
U.S. Patent and Trademark Office Examiner Ruth Smith	703-308-0758
<b>DATE:</b>	<b>PHONE NUMBER:</b>
April 14, 2003	508-416-2475
<b>FROM:</b>	<b>TOTAL NO. OF PAGES INCLUDING COVER:</b>
Thomas O. Hoover	8

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URGENT

FOR REVIEW

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**RE:** Attorney Docket No. 301489.3003-100

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This is to acknowledge receipt of the following documents:

- ☒ Transmittal of Declaration Under 37 C.F.R. 1.132
- ☒ Declaration of Stephen F. Fulghum
- ☒ Copy of Biographical Sketch of Stephen F. Fulghum (Exhibit A)
- ☐ Check for (\$) \_\_\_\_\_
- ☐ Authorization to Charge all Fees
- ☐ Other \_\_\_\_\_

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APR 14 2003

**GROUP 3700**

Applicant(s): Feld et al.  
Application No. 08/745,509 Filed: November 12, 1996  
Title: A Raman Endoscope  
Date received by the PTO:

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**(J:\CLIENTS\ip\301489\3003\3003-100\F0239808.DOC;1)CONFIDENTIALITY NOTE**

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PATENT APPLICATION  
DOCKET NO.: 301489.3003-100  
Prior Docket No.: (MIT-6186Z)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Michael S. Feld and Joseph Baraga  
Application No.: 08/745,509 Filed Date: November 12, 1996  
Confirmation No.: 6390 Group: 3737 Examiner: R. Smith  
For: A RAMAN ENDOSCOPE

<p style="text-align: center;"><b>CERTIFICATE OF FACSIMILE TRANSMISSION</b></p> <p>I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office:</p> <p>on <u>April 14, 2003</u> <u>Mary P. McDermott</u> Date Signature <u>Mary P. McDermott</u> Typed or printed name of person signing certificate</p>
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GROUP 3700

TRANSMITTAL OF DECLARATION UNDER 37 C.F.R. 1.132

Commissioner of Patents  
Washington, D.C. 20231

Sir:

Transmitted herewith is the Declaration of Stephen F. Fulghum being in connection with the above referenced application. The following supplements the previously filed Request for Continued Examination mailed on April 1, 2003.

REMARKS

Claims 29-34 stand rejected under 35 U.S.C. 112, first paragraph. Applicant is submitting the Declaration of Stephen F. Fulghum to rebut the basis for this rejection, namely, that the specification allegedly "fails to provide any teaching of structural elements which are to be used to provide for a measurement of fluorescence of endogenous tissue". As indicated by Dr. Fulghum, the specification does teach all the structural elements that are needed to perform such a method. Applicants respectfully request reconsideration of this rejection.

Claims 15-17, 19-24 and 26-34 were rejected under 35 U.S.C. 103(a) as being unpatentable over Alfano et al. in view of Lewis et al. and Ito or Nagasaki et al. Claims 18 and 25 were rejected under 35 U.S.C. 103(a) as being unpatentable over the above combination of references and further in view of Sekiguchi.